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June 23, 2004

Filed Electronically

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Re: *Notice of Ex Parte Presentation* – CG Docket No. 04-53

Dear Ms. Dortch:

This is to advise you that on June 22, 2004, Jerry Kupsh, Rob Smith, John Provinsal, Kevin Lim, Steve Colton, and I, representing Verizon Wireless, met with Richard Hovey and James Miller from the Office of Engineering and Technology, Erica McMahon, Nathan Olson, and Ruth Yodaiken from the Consumer and Governmental Affairs Bureau, Christina Clearwater and Jennifer Salhus from the Wireless Telecommunications Bureau, and Mary Romano from the Enforcement Bureau. The purpose of the meeting was to address the technical aspects of the Commission's implementation of the Controlling the Assault of Non-Solicited Pornography and Marketing Act of 2003 ("CAN-SPAM Act").

In addition to detailing how Verizon Wireless protects its subscribers from spam, we provided an in-depth description of how the Verizon Wireless messaging systems work. We emphasized that the Commission should interpret the CAN-SPAM Act broadly to apply to Short Message Service ("SMS") messages sent via Internet e-mail. We also urged the Commission to apply the same rules that it adopts for SMS messages to Multi-media Message Service, which includes picture messaging.

Consistent with the Commission's rules on ex parte communications, this letter is being filed electronically in the captioned docket. Please let me know if there are any questions related to this filing.

Very truly yours,

A handwritten signature in black ink, appearing to read "Charon Phillips". The signature is fluid and cursive, with the first name "Charon" written in a larger, more prominent script than the last name "Phillips".

Charon Phillips

Cc: C. Clearwater
R. Hovey
E. McMahon
J. Miller
N. Olson
M. Romano
J. Salhus
R. Yodaiken